

**Public Hearing**  
**May 25, 2004, 7:00 p.m.**

Ordinance 413, Amendment to the Code of Ordinances, Title 2.  
Connections, Sections 4-2204 & 4-2205

Rick Stup - Overview of Amendment

**Mayor & Council Meeting**  
**May 25, 2004, 7:10 P.M.**

Pledge

Roll Call - All present - Harrington, Smith, Greenfield, Stull, Castle, Bell

Mayor Remarks -  
Mowing is currently underway at Park Heights Cemetery.

Geri Reynolds - World War II Ceremony.  
Breakfast Saturday at Ambulance Co., 8:30 Walk-a-Thon, and 12:00 ceremony @ Square Corner Park.

Citizen's Forum -  
Karen Tome, 206 4<sup>th</sup> Ave. Questions whether letter-of-understanding with developer regarding APFO. Development met threshold as of today but maybe not in 6 months. Intent of APFO is not met with this procedure.

Rick - Letter-of-understanding will be finalized at Phase III. No agreement concerning overcrowding will be in the document except phasing. Once schools meet threshold no other tests will occur.

Karin Caford - Thursday @ 7:00 p.m. will be membership drive at the Library.

Mayor - Many communities don't have an APFO. There is no guarantees when looking into the future.

Brunswick Elementary School Signs - Chief Price  
Complete set of signs for compliance are \$114 each. Same sign shop used by State Roads. Total will be \$912.

Kevin - Approximately \$900 in sign budget remaining.  
Chief - Contacted State Roads who will not place additional signs on City roads. Suggests making zone between 7:00 - 4:00 p.m.

Mayor - We can find money from Public Works and Financial Administration.

Bell - Motion to approve signage to cover 7:00 - 4:00 p.m. and purchase signs from Public Works and Financial Administration with required budget amendment.

2<sup>nd</sup> Greenfield

Vote to approve 6 - 0

Skateboard Park - Dave Dunn

Recommendation to eliminate station #13 to maintain current budget. This overrun is due to material cost increase.

Motion - Smith to eliminate ramp #13

2<sup>nd</sup> Greenfield

Vote 6 - 0 to approve.

Traffic Control Request - 211 Wintergreen Lane - Chief Price

Request for residential parking on Wintergreen and No Parking on Cummings Dr @ Wintergreen. Recommends residential parking and extended yellow line on Cummings.

Mayor - School informs us that Sophomores can not park on school property but may have driver's license.

Smith - Do not agree with no parking request on Cummings Dr.

Rick Weldon, Wintergreen - Agrees with residential parking on Wintergreen. School Board should change rules regarding who can park on school parking.

Bret Sigler - 212 Cummings Dr. Handicap in wheelchair. Difficult to unload his wheelchair when students are parked in area.

Castle - Someone on Cummings Dr could complete control request.

Mayor - Residential parking began in early 1990's to address commuter parking. We need compelling reason for residential parking. Agrees parking adversely impacts residents in area.

Smith - Language should be tied to 9 months a year when school is in.

Bell - Suggests 7:00 a.m. to 4:00 p.m.

Greenfield - Motion to create residential parking zone between 7:00 a.m. to 4:00 p.m. on Wintergreen La. while school is in session.

2<sup>nd</sup> - Harrington

Harrington - Questions how visitors will be handled.

Smith - Points out that all have driveway.

Vote 6 - 0 to approve

Mayor - Second request is for extension of yellow line on Cummings. Does not believe necessary.

Smith - Agrees extension to ball field not required.

Smith - Motion to extend yellow line by one car length, i.e., 10 feet.

2<sup>nd</sup> Stull

Vote 6 - 0 to extend line

Smoking at Pool - Geri - One area established for smoking at pool now. Only pool in Frederick County to allow smoking at all.

Smith - Believes No Smoking should be rule.

Greenfield - Motion to forbid inside fence at City Pool.

2<sup>nd</sup> - Smith

Vote 5 -1, Harrington dissents.

Volunteer Frederick's Summer Serve Program - Requests reduced rates during summer, July 12 , July 27, and August 9. Reduction of \$1.00.

Motion Greenfield to approve request

2<sup>nd</sup> Castle

Vote to approve 6 - 0

Community Clubhouse Pool Pass Donation - Geri Reynolds

Bell - Motion to approve

2<sup>nd</sup> Stull

Approved 6 - 0

Movies-in-the-park - Harry Lashley

Beginning June 12 @ 9:00 p.m. in City Park every two weeks. Admission Free.

Ordinance 413 - Rick Stup

Staff recommends passage.

Motion to approve Stull

2<sup>nd</sup> Castle

Vote to approve 6 - 0

Galyn Manor, Construction Phase II, PWA - Rick Stup. Recommendation to approve by Planning Commission.

Motion to approve Stull

2<sup>nd</sup> Greenfield

Vote to approve 6 - 0

Rick Stup - Request to open alley @ 12 Ninth Ave. Photos provided. Staff does not recommend opening due to liability, storm water management, etc. Similar requests have been denied. Engineer states a design should be provided for review and storm water management may be problem. (Report attached)

Angie Armstrong, Applicant - No maintenance request of City, will be maintained by applicant.

Bill Wygan - Contractor. This alley and surrounding alleys have same slope. Studies will be conducted to assure that storm water will not be a problem and all City regulations will be followed.

Harrington - Does applicant agree to have PWA in place and design manual regulations.

Angie Armstrong - Agrees to follow all requirements.

Bell - Attorney has recommended not to open alleys as to the uncertainty of fee simple ownership.

Rick - The request is to have City accept alley into system. All improvements must meet design manual and should not have dead end street due to safety concerns. Adjourning property owners have equal right to alley. Deeded rights are only for right-of-way, not right to improve it.

Smith - City would be responsible for damage to surrounding area due to storm water, etc.

Harrington - Motion to open alley complete length (behind parcels P1861, P1862, and P 1861), per design standards, regulations, PWAs, etc.

2<sup>nd</sup> Stull

Angie - Agrees to cover all costs to bring within standards.

Bill Wygan - Feasibility studies will be conducted to determine magnitude of work.

Mayor - Will be looking for escrows, PWAs, etc.

Vote 3 - 3, Castle, Bell, and Harrington against. Greenfield, Stull, and Harrington for.

Castle - Questions whether area residents were notified.

Mayor - Concerned with precedent that may be set and viability of project due to costs.

Rick - Once opened, City must accept into system and maintain it. Platted streets do not go to Planning Commission, only the improvement plans and modifications.

Mayor - Improvement of alley to City standards is tremendous tasks. With understanding that regulations, PWAs, etc. will be followed, will vote in favor of opening.

Council vote 3 - 3, Approved with Mayor vote in favor.

Bell - Generator from Caterpillar will not arrive until October. City can purchased similar by Onan. Information only, as not an agenda item.

Brad Mallory, Lee Place, Frederick - Young Life Ministry targets Middle and High School students. Will be involved in Brunswick area schools.

Adjourned 9:15 p.m.

Approved By: \_\_\_\_\_  
Mayor Date

Witnessed By: \_\_\_\_\_  
City Administrator Date